

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

ALEXANDRA AVCHUKOV, QUENTIN
CHAPPAT, SANDRA MAESTRA PEREIRA,
KRIS IYER, ANTHONY PALIE, DAKOTA
BEDELL, CARL CORBO, ANNABEL
GOULD, DOLORES THOMPSON,
BRIDGETTE WINKELMANN, BILLY TING,
DUOC VO, GARRY HUANG, JEFFREY
HANG, JOSHUA CHIN, and WILLY NGO, on
behalf of themselves and all others similarly
situated,

Plaintiffs,

- against -

AVANT GARDNER, LLC, AGDP HOLDING,
INC., EZ FESTIVALS, LLC, MADE EVENT,
LLC, and JURGEN BILDSTEIN,

Defendants.

Civil Action No. 1:23-cv-08106-MMG

**NOTICE OF DEFENDANTS' MOTION TO
STRIKE, OR IN THE ALTERNATIVE, TO
DISMISS CERTAIN DEFENDANTS AND
COUNTS OF THE AVCHUKOV AMENDED
COMPLAINT**

(Oral Argument Requested)

PLEASE TAKE NOTICE that, upon the Declaration of Patrick M. Kennell, dated April 18, 2024, the Memorandum of Law in Support of Defendants' Motion to Strike, or in the Alternative, to Dismiss Certain Defendants and Counts of the Avchukov Amended Complaint, dated April 18, 2024, and upon all the pleadings and proceedings herein, Defendants AVANT GARDNER, LLC, EZ FESTIVALS, LLC, MADE EVENT, LLC and JURGEN BILDSTEIN will move this Court, before the Honorable Margeret M. Garnett, U.S.D.J., at the United States Courthouse for the Southern District of New York located at 40 Foley Square, New York, New York, 10007, on a date and time to be determined by the Court, for an Order pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure striking the "Amended Consolidated Class Action Complaint" (ECF No. 62), filed by the Avchukov Plaintiffs, or in the alternative, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing Defendants AVANT GARDNER,

LLC and JURGEN BILDSTEIN, as well as Counts 3, 5, 6, 7, and 8 of the Avchukov Plaintiffs' Amended Consolidated Class Action Complaint, in their entirety with prejudice, on the grounds that the pleading fail to state a claim upon which relief can be granted, and for such other relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that Defendants respectfully request oral argument with respect to this motion.

Dated: April 18, 2024
New York, New York

Respectfully submitted,

KAUFMAN DOLOWICH, LLP

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